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Fax 571-273-8300, Commissioner for Patents, USPTO PO Box 1450 Alexandria, Virginia 22313-1450 Attn: Paul Shanowski, Senior Attorney, Office of Petitions
application 10/780,476 filing 02/16/2004 Examiner Hoekstra, Jeffrey 571-272-7232 Art Unit 3736
Re: Renewed Petition Under 37 C.F.R. 1.183

On 5 Sept 2006, in a response, I notified the United States Patent and Trademark Office of a new address, because of difficulty in forwarding mail from the Post Office The old address (Old Greenwich) was used on 10/13/2006 and was returned undelivered to the USPTO without notice to me, by either the post office or the USPTO. I checked the records, noted the action, and responded on April 12, 2007 certified mail, and paid \$510 for an extension of time. I did not owe the fee. I am small business and appealed the fee and paid \$100. The petition was dismissed, as a petition under 1.183 lacking a \$400 fee (1.17(f))
<http://www.uspto.gov/web/patents/pubs/abandonment.htm>

(6)
This should be treated as a Petition to withdraw holding of abandonment based on failure to receive office action, MPEP 711.03(b)(ii) no fee required, as I state, and PAIR records also indicate that 2 action(s) were not received. A copy of the docket record where the non-received Office would have been entered had it been received and docketed must be attached to and referenced in practitioner's statement.

Here is a Certification of Mailing for the April 12, 2007 response
I certify I placed the response in the U.S. mail first class postage prepaid on April 12, 2007. I also purchased a certified fee for \$2.40, and am faxing a copy to you. *John Choate*
John Choate, Sept 30, 2007, nunc pro tunc April 12, 2007.

Certification of Faxing and mailing. I certify I faxed this letter to the phone number shown above on October 6, 2007. John Choate
Attached Docket sheet *John Choate*

Certification of Docket Sheet - I certify the attached is an unedited print out of the PAIR docket sheet as of October 6, 2007. John Choate

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10/780,476

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